

Defense Acquisition Regulations System, DoD

222.101-4

Subpart 222.71—Right of First Refusal of Employment

- 222.7101 Policy.
- 222.7102 Contract clause.

Subpart 222.72—Compliance with Labor Laws of Foreign Governments

- 222.7201 Contract clauses.

Subpart 222.73—Limitations Applicable to Contracts Performed on Guam

- 222.7300 Scope of subpart.
- 222.7301 Prohibition on use of nonimmigrant aliens.
- 222.7302 Contract clause.

Subpart 222.74—Restrictions on the Use of Mandatory Arbitration Agreements

- 222.7400 Scope of subpart.
- 222.7401 Definition.
- 222.7402 Policy.
- 222.7403 Applicability.
- 222.7404 Waiver.
- 222.7405 Contract clause.

AUTHORITY: 41 U.S.C. 1303 and CFR chapter 1.

SOURCE: 56 FR 36358, July 31, 1991, unless otherwise noted.

222.001 Definitions.

Labor advisor, as used in this part, means the departmental or agency headquarters labor advisor.

[56 FR 36358, July 31, 1991, as amended at 72 FR 20763, Apr. 26, 2007]

Subpart 222.1—Basic Labor Policies

222.101 Labor relations.

222.101-1 General.

Follow the procedures at PGI 222.101-1 for referral of labor relations matters to the appropriate authorities.

[71 FR 18670, Apr. 12, 2006]

222.101-3 Reporting labor disputes.

Follow the procedures at PGI 222.101-3 for reporting labor disputes.

[71 FR 18670, Apr. 12, 2006]

222.101-3-70 Impact of labor disputes on defense programs.

(a) Each department and agency shall determine the degree of impact of potential or actual labor disputes on its

own programs and requirements. For guidance on determining the degree of impact, see PGI 222.101-3-70(a).

(b) Each contracting activity shall obtain and develop data reflecting the impact of a labor dispute on its requirements and programs. Upon determining that the impact of the labor dispute is significant, the head of the contracting activity shall submit a report of findings and recommendations to the labor advisor in accordance with departmental procedures. This reporting requirement is assigned Report Control Symbol DD-AT&L(AR)1153 and must include the information specified at PGI 222.101-3-70(b).

[71 FR 18670, Apr. 12, 2006]

222.101-4 Removal of items from contractors' facilities affected by work stoppages.

(a) When a contractor is unable to deliver urgent and critical items because of a work stoppage at its facility, the contracting officer, before removing any items from the facility, shall—

(i) Before initiating any action, contact the labor advisor to obtain the opinion of the national office of the Federal Mediation and Conciliation Service or other mediation agency regarding the effect movement of the items would have on labor negotiations. Normally removals will not be made if they will adversely affect labor negotiations.

(ii) Upon the recommendation of the labor advisor, provide a written request for removal of the material to the cognizant contract administration office. Include in the request the information specified at PGI 222.101-4(a)(ii).

(iii) With the assistance of the labor advisor or the commander of the contract administration office, attempt to have both the management and the labor representatives involved agree to shipment of the material by normal means.

(iv) If agreement for removal of the needed items cannot be reached following the procedures in paragraphs (a) (i) through (iii) of this subsection, the commander of the contract administration office, after obtaining approval from the labor advisor, may seek the